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ORIGINAL

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

TRUSTEES OF THE LABORERS INTERNATIONAL UNION OF NORTH AMERICA LOCAL 1000 WELFARE, PENSION, ANNUITY, VACATION, and TRAINING FUNDS, and LABORERS INTERNATIONAL UNION OF NORTH AMERICA LOCAL 1000,

Index No. 07 CIV 10284 (WCC) (GAY) ECF CASE STIPULATION AND ORDER

Plaintiff.

-against-

INTERCOUNTY PAVING ASSOCIATES, L.L.C.,

Defendant.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the parties to the above-captioned action, that the time for defendant Intercounty Paving Associates, L.L.C. to answer, move or otherwise plead in response to plaintiffs' Complaint is extended to and including Monday, January 28, 2008.

Dated: New York, New York January 15, 2008

GELLERT & KLEIN, P.C.

Stephen E. Ellers (SE-3094) Attorneys for Plaintiffs 75 Washington Street Poughkeepsie, New York 12601 (845) 454-3250

COLE, SCHOTZ, MEISEL, FORMAN

& LEONARD, P.A

By: Nolan E. Shanahan (NS-4598)

Attorneys for Defendant 900 Third Avenue, 16th Floor New York, New York 10022

(212) 752-8000

SO ORDERED:

USDC SDNY DOCUMENT

By:

47963/00817410458772 ICALLY FILED

DAKED: JANUERY 23, 2008

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